

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **Lisa Michelle Paschal v Brian Keith Maloney Jr**  
Docket No. **259936**  
L.C. No. **03-1299 NI**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),  
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the December 2, 2004 order was not a final order at the time that the claim was filed. If an appellant files a motion for a reconsideration within 21 days of the entry of a final order, which occurred in this case on December 16, 2004, the finality of the order is suspended until the trial court denies that motion. An appeal as of right may then be claimed from the final order within 21 days after entry of the order denying the motion. See MCR 7.204(A)(1)(b). A claim of appeal that is filed before the entry of the denial order is a premature claim.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 3 2005  
Date

*Sandra Schultz Mengel*  
Chief Clerk